



CITY OF MELBOURNE

Council Meeting

Minutes

**Meeting Number 9
30 May 2017
5.30pm**

**Council Chambers
Level 2
Melbourne Town Hall**

Present

Lord Mayor, Robert Doyle
Deputy Lord Mayor, Arron Wood
Councillor Nicolas Frances Gilley
Councillor Philip Le Liu
Councillor Rohan Leppert
Councillor Kevin Louey
Councillor Cathy Oke
Councillor Nicholas Reece
Councillor Susan Riley
Councillor Tessa Sullivan
Councillor Jackie Watts

Confirmed at the meeting of Council
on Tuesday 27 June 2017

1. Commencement of meeting and apologies

The meeting commenced at 5.30pm.

The Chair, Lord Mayor, Robert Doyle, advised that:

- the meeting was being recorded and the audio would be made available on the City of Melbourne website before close of business tomorrow
- the agenda comprised of one report from Committee and 14 reports from management, eight of which were confidential, and two items of general business
- no apologies had been received from Councillors.

2. Disclosures of conflicts of interest

The Chair, Lord Mayor, Robert Doyle, advised that conflicts of interest would be disclosed as they arose.

3. Confirmation of minutes of the previous meetings

Moved: Cr Oke

That the open minutes of Council Meeting No 7, held on Wednesday 26 April 2017 and Special Council Meeting No 8, held on Thursday 4 May 2017, be confirmed.

Seconded: Deputy Lord Mayor, Arron Wood

The motion was put and carried unanimously with the following Councillors present: The Chair, Lord Mayor, Robert Doyle, Deputy Lord Mayor, Arron Wood, Councillors Frances Gilley, Le Liu, Leppert, Louey, Oke, Reece, Riley, Sullivan and Watts.

4. Matters arising from the minutes of the previous meetings

There were no matters arising from the minutes of the previous meetings.

The Chair, Lord Mayor, Robert Doyle, advised that the following submissions had been received in accordance with the Council's *Meeting Procedures Code*.

Submissions/correspondence

In relation to Agenda item 6.2, '**Improvement to hoarding appearance**':

Item of correspondence:

- Tristan Davies.

In relation to Agenda item 6.3, '**Pathways Innovation Package Funding**':

Item of correspondence:

- Luke Downing.

In relation to Agenda item 7.1, '**Notice of Motion, Cr Oke: City of Melbourne Support for the Victorian Renewable Energy Targets**':

Items of correspondence:

- | | | |
|-------------------|-------------------|----------------------|
| • Callum Simpson | • Max Gettler | • Shannon Best |
| • Leigh Ewbank | • Tara Stevenson | • Manjari Mehta |
| • Keith Wiltshire | • Blair Stafford | • Joseph Pellone |
| • Imogen Butler | • John Chadderton | • Meredith Jay |
| • Dieter Liebrich | • Scott Edgar | • Andrew McArthur |
| • Megan Wheatley | • Linda Kennedy | • Hannah Nathanson |
| • John Langer | • Marie Lakey | • Eve Maxwell |
| • Pat Simons | • David Myer | • Thomas Bredin-Grey |
| • Jemila Rushton | • Peter Stafford | • Tom McLean |

- Colleen Brown
- Marelle Davey
- Alison Leahy
- Sue Schofield
- Emre Durmaz
- Joel Wood
- Maria Zetti
- Bethany Collier
- John Dore
- Phil Jackson
- Markus Egli
- Peter Cook
- William Jeffreys
- Lesley Walker

In relation to Agenda item 7.2, '**Notice of Motion, Deputy Lord Mayor, Arron Wood: City of Melbourne Tobacco Investments**':

Items of correspondence:

- Maurice Swanson
- Jerril Rechter
- Claire Grace.

5. Reports from Committee

There was one report referred from Committee for consideration in the open session.

Planning Portfolio

Cr Reece presented the following item from Committee in relation to the Planning Portfolio.

5.1. Proposed New Road Discontinuance and Sale Policy

The purpose of this report was to seek approval of a proposed new Road Discontinuance and Sale Policy and the introduction of an application fee of \$2500 for each application for discontinuance.

Moved: Cr Reece

1. That Council:

- 1.1. Approves the updated Road Discontinuance and Sale Policy contained in Attachment 2 of the report from management.*
- 1.2. Approves the application fee of \$2500 per application for discontinuance.*

Seconded: Cr Leppert

The motion was put and carried unanimously with the following Councillors present: The Chair, Lord Mayor, Robert Doyle, Deputy Lord Mayor, Arron Wood, Councillors Frances Gilley, Le Liu, Leppert, Louey, Oke, Reece, Riley, Sullivan and Watts.

The Council noted that this report was not from Committee, it was deferred from the previous Council meeting held on 26 April 2017.

6. Reports from management

There were six reports from management for consideration in the open session.

6.1. Records of Assemblies of Councillors

The purpose of this report was to present the most recent written records of assemblies of Councillors for Council to note.

Moved: Deputy Lord Mayor, Arron Wood

That Council notes the written records of the assemblies of Councillors as detailed in Attachment 2 of the report from management.

Seconded: Cr Oke

The motion was put and carried unanimously with the following Councillors present: The Chair, Lord Mayor, Robert Doyle, Deputy Lord Mayor, Arron Wood, Councillors Frances Gilley, Le Liu, Leppert, Louey, Oke, Reece, Riley, Sullivan and Watts.

6.2. Improvement to hoarding appearance

The purpose of this report was to seek Council's approval for a hoarding appearance improvement approach following an earlier report to Council on the 'Review of fees for Overhead Protection and Hoarding Permits'.

Moved: Cr Leppert

That Council approves the approach outlined for a minimum standard of hoardings appearance and also for the mandatory application of Council commissioned artwork where hoardings are in place for longer than 12 weeks.

Seconded: Cr Watts

The motion was put and carried unanimously with the following Councillors present: The Chair, Lord Mayor, Robert Doyle, Deputy Lord Mayor, Arron Wood, Councillors Frances Gilley, Le Liu, Leppert, Louey, Oke, Reece, Riley, Sullivan and Watts.

6.3. Pathways Innovation Package Funding

The purpose of this report was to recommend an alternative allocation of the previously endorsed \$1.2 million to the *Pathways Housing Fund*, to homelessness projects in the municipality.

The Lord Mayor, Robert Doyle declared an indirect conflict of interest in this matter because of a conflicting duty under Section 78B of the *Local Government Act 1989*. The Lord Mayor, Robert Doyle is patron of the Lord Mayors' Charitable Fund. Lord Mayor, Robert Doyle left the meeting at 5.39pm.

The Deputy Lord Mayor, Arron Wood assumed the role of Chair.

Moved: Cr Sullivan

1. *That Council:*
 - 1.1. *Makes a contribution of \$1.2 million to the Lord Mayor's Charitable Fund from the 2016–17 budget. The contribution will be used to establish the City of Melbourne Pathways Innovation Fund for homelessness projects in the municipality.*
 - 1.2. *Develops an agreement between the City of Melbourne and Lord Mayor's Charitable Foundation by 30 June 2017 in order to commence funding projects in the 2017–18 financial year.*
 - 1.3. *Notes that \$523,120 is included in the proposed 2017–18 budget to deliver the Daily Support Team and Night Time Safe Spaces programs as part of the Pathways Innovation Package.*

Seconded: Deputy Lord Mayor, Arron Wood

The motion was put and carried unanimously with the following Councillors present: The Chair, Deputy Lord Mayor, Arron Wood, Councillors Frances Gilley, Le Liu, Leppert, Louey, Oke, Reece, Riley, Sullivan and Watts.

The Lord Mayor, Robert Doyle returned to the meeting at 5.44pm after the vote was taken and resumed the role of Chair.

6.4. Queen Victoria Market Precinct Renewal (QVMPR) Program Reserve Quarterly Report

The purpose of this report was to inform the Council of the financial performance of the Queen Victoria Market Precinct Renewal Program Reserve for the quarter ending 31 March 2017, in accordance with the Council resolution of December 2015.

Moved: Deputy Lord Mayor, Arron Wood

That Council accepts the quarterly Queen Victoria Market Renewal Program Reserve report as at 31 March 2017.

Seconded: Cr Le Liu

The motion was put and carried unanimously with the following Councillors present: The Chair, Lord Mayor, Robert Doyle, Deputy Lord Mayor, Arron Wood, Councillors Frances Gilley, Le Liu, Leppert, Louey, Oke, Reece, Riley, Sullivan and Watts.

6.5. 2016–17 Council Works Program Third Quarter report

The purpose of this report was to inform Council of the financial performance of the 2016–17 Council works program at the end of the third quarter. It also outlined the progress of Council's major projects.

Moved: Deputy Lord Mayor, Arron Wood

1. *That Council:*

1.1. *Notes the 2016–17 Council Works Program third quarter report.*

1.2. *Approves the program adjustments to the 2016–17 Council Works Program that are included in Appendix 2 of the 2016–17 Council Works Program Third Quarter report, and notes the following significant program adjustments:*

1.2.1. *A reclassification from Capital to Maintenance Capital Grant for both Street Lighting LED project (\$3,700,000) and Melbourne Contemporary Pavillion project (\$300,000).*

1.2.2. *A transfer of \$509,201 to support delivery of Green Your Laneway Pilot.*

1.2.3. *A transfer of \$500,000 into Corporate Renewal Works to support completion of Security improvements.*

1.2.4. *To proceed with tender for North Melbourne Synthetic Court Installation project 15G7923N noting requirement for \$1,481,465 against remaining budget availability of \$990,308. Shortfall of \$491,157 will be funded from underspend from other project surplus in the 2016/17 financial year.*

Seconded: Cr Le Liu

The motion was put and carried unanimously with the following Councillors present: The Chair, Lord Mayor, Robert Doyle, Deputy Lord Mayor, Arron Wood, Councillors Frances Gilley, Le Liu, Leppert, Louey, Oke, Reece, Riley, Sullivan and Watts.

6.6. Microsoft software enterprise agreement

The purpose of this report was to seek Council approval to enter into a contract with Data #3 Ltd for the maintenance of Microsoft software licences and an associated Enterprise Agreement with Microsoft Australia.

Moved: Deputy Lord Mayor, Arron Wood

1. *That Council approves entry into:*

- 1.1 *A contract with Data #3 Ltd to acquire Microsoft software licences for a period of three years commencing from 1 June 2017 under the terms contained in the State Government contract for a cost not to exceed \$2.102 million over the term.*
- 1.2 *An associated Agreement with Microsoft Australia at no additional cost.*

Seconded: Cr Le Liu

The motion was put and carried unanimously with the following Councillors present: The Chair, Lord Mayor, Robert Doyle, Deputy Lord Mayor, Arron Wood, Councillors Frances Gilley, Le Liu, Leppert, Louey, Oke, Reece, Riley, Sullivan and Watts.

7. General business

There were two items of general business for consideration in the open session.

7.1. Notice of Motion, Cr Oke: City of Melbourne Support for the Victorian Renewable Energy Targets

Moved: Cr Oke

1. *That Council:*

- 1.1 *Welcomes the State Government's Victorian Renewable Energy Targets (VRET) and supports passage of the legislation in the Victorian Parliament.*
- 1.2 *Notes the VRET initiative will assist the municipality in achieving its zero-net emissions strategy. The scheme will position Melbourne as a hub for renewable energy investment in Australia and encourage the development of renewable energy generation throughout the state.*

Seconded: Deputy Lord Mayor, Arron Wood

The motion was put and carried unanimously with the following Councillors present: The Chair, Lord Mayor, Robert Doyle, Deputy Lord Mayor, Arron Wood, Councillors Frances Gilley, Le Liu, Leppert, Louey, Oke, Reece, Riley, Sullivan and Watts.

7.2. Notice of Motion, Deputy Lord Mayor, Arron Wood: City of Melbourne Tobacco Investments

Moved: Deputy Lord Mayor, Arron Wood

1. *That Council:*

- 1.1 *Notes that the guidelines of the World Health Organisation Framework Convention on Tobacco Control (FCTC) state that government institutions are required to not invest in the tobacco industry. Australia is signatory to this, along with 179 other countries.*
- 1.2 *Commits to not directly investing in the tobacco industry or tobacco aligned companies into the future. This commitment will be reflected in the City of Melbourne's Investment Policy when it's next reviewed.*
- 1.3 *Requests management write to the Trustees of Council's default superannuation fund Vision Super and request divestment from all tobacco industries.*
- 1.4 *Resolves that when the transactional banking services are tendered, respondents will be requested to confirm their exposure and support to the tobacco industry. These responses are to be taken into consideration when deciding to award the transactional banking services contract.*

- 1.5. *In line with recommendations made by the Australian Medical Association, requests the Lord Mayor write to the Premier of Victoria expressing Council's support that State Government introduces legislation to formally ban political parties accepting donations from the tobacco industry and limit interactions with the tobacco industry.*

Seconded: Lord Mayor, Robert Doyle

The motion was put and carried unanimously with the following Councillors present: The Chair, Lord Mayor, Robert Doyle, Deputy Lord Mayor, Arron Wood, Councillors Frances Gilley, Le Liu, Leppert, Louey, Oke, Reece, Riley, Sullivan and Watts.

8. Urgent business

There were no items of proposed urgent business for consideration in the open session.

9. Closure of meeting

Moved: Deputy Lord Mayor, Arron Wood

That pursuant to sections 89(2)(a), (d), (e) and (h) of the Local Government Act 1989, the meeting of the Council be closed to members of the public for the consideration of the items under the following categories:

- *Agenda items 6.7, 6.9 and 6.13, as they contain information which if released would prejudice the Council or any person.*
- *Agenda items 6.8, 6.10 and 6.11, as they contain information about contractual matters.*
- *Agenda item 6.12, as it contains information about proposed development matters.*
- *Agenda item 6.14, as it contains information about a personnel matter.*

Seconded: Cr Riley

The motion was put and carried unanimously with the following Councillors present: The Chair, Lord Mayor, Robert Doyle, Deputy Lord Mayor, Arron Wood, Councillors Frances Gilley, Le Liu, Leppert, Louey, Oke, Reece, Riley, Sullivan and Watts.

The Chair, Lord Mayor, Robert Doyle, declared the open meeting closed at 6.06pm.

Confirmed at the meeting of Council on Tuesday 27 June 2017.



Chair
Council

